IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 17TH OCTOBER 2006 / 25TH ASWINA 1928

Bail Appl..No. 6173 of 2006()

AGAINST THE ORDER IN BA.3022/2004 Dated 09/06/2004
CRIME NO.320/2004 OF KAYAMKULAM POLICE STATION.

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PETITIONERS/ACCUSED 2 TO 10

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1. C.SUDHAKARA KURUP, S/O.CHELLAPPAN NAIR, MOZHUVATTATHU THARAYIL VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

2. R.AJITH KUMAR, S/O.RAMANKUTTY NAIR, KOYIKKAL EDAKKAL VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

3. VIJAYA KUMAR, S/O.RAGHAVAKURUP, MUNDOLIL VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

4. S.RAJENDRAKURUP, S/O.NARAYANAPILLAI, PLAMOOTTIL VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

5. R.CHELLAPPAN NAIR, S/O.RAMAN NAIR, MOZHUVATTATHU THARAYIL VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

6. CHARLIE, S/O.SEBASTIAN, THENGUM PURATHU VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

7. GOPALAKRISHNAN, S/O.KUNJUPILLA, PANAMTHARAYIL VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

8. BABU.J., S/O.JANARDHANANACHARI, VEMBANATTU KIZHAKKETHARA VEEDU, EERAZHA THEKKUM MURI, PERINGALA VILLAGE.

9. MOHANAKUMAR.G., S/O.GANGADHARAKURUP,
VISHNU VIHAR, EERAZHA THEKKUM MURI,
PERINGALA VILLAGE.

BY ADV. SRI.GEORGE VARGHESE(PERUMPALLIKUTTIYIL)
SMT.KAVITHA GANGADHARAN

RESPONDENTS: STATE AND COMPLAINANT
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1. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. SUB INSPECTOR OF POLICE,
KAYAMKULAM POLICE STATION.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M. JAMES, J.

Bail Application No. 6173 of 2006

Dated this the 17th October, 2006.

O R D E R

Petitioners are accused 2 to 10 in Crime No.320/2004 of Kayamkulam Police Station, for the offence punishable under Sections 143, 147, 149 and 353 IPC, read with Section 149 IPC, and also under Section 3(2)(e) of the Prevention of Damage to Public Property Act.

2. When the application came up for consideration, it is submitted by either side that the investigation is complete, and the final report has already been filed before the Judicial First Class Magistrate Court, Kayamkulam.

3. In the above facts situation, I dispose of this application, directing the petitioners to surrender before the court below, on 25.10.2006, at 11 A.M., and move application(s) for bail. The learned Magistrate shall allow the petitioners to be on bail, imposing such conditions, as are deemed necessary, so that the petitioners will be available before that court for facing the trial.

J.M. JAMES,
JUDGE

nj.